

UNITED STATES DISTRICT COURT
DISTRICT OF MINNESOTA
Civil No. 15-435 (DSD/HB)

Minneapolis Trailer Sales, Inc.,
Keith Kornovich and Mark Kornovich,

Plaintiffs,

v.

ORDER

The Lincoln National Life
Insurance Company,

Defendant/Third-Party Plaintiff,

v.

Universitas Education, LLC and
Grist Mill Trust Welfare Benefit Plan,

Third-Party Defendants.

Kristin B. Rowell, Esq., Anthony Ostlund Baer & Louwagie, PA,
90 South 7th Street, Suite 3600, Minneapolis, MN 55402, counsel
for plaintiffs.

Jeffrey Mason, Esq., Stinson Leonard Street, LLP, 150 South 5th
Street, Suite 2300, Minneapolis, MN 55402, counsel for
defendant/third-party plaintiff.

Paula Colbath, Esq., Loeb & Loeb, LLP, 345 Park Avenue, New
York, NY 10154 and Rory D. Zamansky, Esq., Zelle Hofmann
Voebel & Mason, LLP 500 Washington Avenue South, Suite 4000,
Minneapolis, MN 55415, counsel for third-party defendants.

This matter is before the court upon the request for
permission to file a motion for summary judgment under the court's
scheduling order and Rule 9 of the local rules of procedure for
expedited trials by plaintiffs Minneapolis Trailer Sales, Inc.,
Keith Kornovich, and Mark Kornovich. Third-party defendant
Universitas Education, LLC objects to the request. Based on a

review of the file, record, and proceedings herein, the court grants the request.

Accordingly, **IT IS HEREBY ORDERED** that:

1. The request to file a motion for summary judgment [ECF No. 69] is granted;

2. The hearing on the motion for summary judgment will take place at 9:00 a.m. on Friday, January 8, 2016; and

3. The parties must follow the procedures set forth in the scheduling order dated April 23, 2015, relating to dispositive motion practice [ECF No. 40].

Dated: October 21, 2015

s/David S. Doty
David S. Doty, Judge
United States District Court